IN THE HIGH COURT OF JUDICATURE FOR RAJASTHAN AT JODHPUR

CIVIL WRIT No. 6692 of 2006

FATEH SINGH
V/S
A.D.J.,BHADRA & ORS.

Mr. BL CHOUDHARY for Mr. JR BENIWAL, for the appellant / petitioner

Date of Order : 12.1.2007

HON'BLE SHRI N P GUPTA,J.

ORDER

Heard learned counsel for the petitioner. Perused the impugned order of the learned lower Appellate Court whereby the application for injunction has been dismissed on merits. In my view, in the circumstances of the present case the learned courts below have rightly rejected the injunction. Therefore, I am not inclined to interfere with the impugned order. It is otherwise also established law, however, it is further clarified that the finding recorded by the learned lower Appellate Court in the judgment dt. 1.11.2006 will not affect the rights of the parties in the litigation, and the main suit will be decided on its own merits. The writ petition is, therefore, dismissed summarily.

(N P GUPTA),J.

/Sushil/